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Case No.: 58623US002

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

First Named Inventor: ANDERSON, MARK T.
Application No.: 10/728490 Group Art Unit: 1795
Filed: December 5, 2003 Examiner: D. Chacko-Davis
Title: PROCESS FOR PRODUCING PHOTONIC CRYSTALS

AMENDMENT

Mail Stop: Amendment
Commissioner for Patents
P.O. Box 1450
Alexandria, VA 22313-1450

CERTIFICATE OF MAILING OR TRANSMISSION [37 CFR § 1.8(a)]

I hereby certify that this correspondence is being:

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December 19, 2008 /Victoria K. Hanson/

Date Signed by: Victoria K. Hanson

Dear Sir:

This is in response to the Office Action mailed on September 22, 2008, and contains the following: (1) an **Interview Summary** (beginning on page 2), (2) a **Listing of Claims** (beginning on page 3), and (3) **Remarks** (beginning on page 9). It is believed that no fee is due, but, if a fee is due, please charge such fee, or credit any overpayment, to Deposit Account No. 13-3723.

Reconsideration of the application is respectfully requested in view of the following amendments and remarks.